

**In the
Indiana Supreme Court**

PAPER TRUST, ET AL.

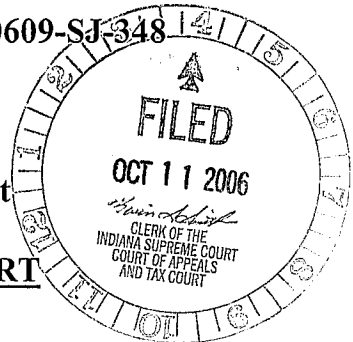
vs.

LLOYD G. PERRY

) Supreme Court No. 33S00-0609-SJ-348

) Case No. 33D02-0503-PL4

) in the Henry Superior Court



ORDER REMANDING JURISDICTION TO TRIAL COURT

Comes now the Clerk of the Henry Superior Court, and pursuant to Ind.Trial Rule 53.1, certifies this matter here for the appointment of a special judge.

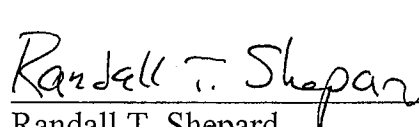
And this Court, being duly advised, now finds that jurisdiction of this matter should be remanded to the Henry Superior Court and Judge Bob A. Witham. The defendant/counter-plaintiff's praecipe alleges that Judge Witham failed to rule on a petition for leave to file an Original Action with this Court. Filing an Original Action does not require permission from the trial court and therefore no basis for a ruling by Judge Witham existed.

IT IS, THEREFORE, ORDERED that jurisdiction of this matter is remanded to the Henry Superior Court and Judge Witham.

The Clerk of this Court is directed to forward notice of this Order to the Hon. Bob A. Witham, Henry Superior Court, 1215 Race Street, #220, New Castle, IN 47362, and to the Clerk of the Henry Superior Court.

The Clerk of the Henry Superior Court is directed to forward notice of this Order to all parties of record in the case below.

DONE at Indianapolis, Indiana, this 11th day of October, 2006.


Randall T. Shepard
Chief Justice of Indiana